



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

November 21, 1995

Ms. Kaye DeWalt
School Attorney
Houston Independent School District
Hattie Mae White Administration Building
3830 Richmond Avenue
Houston, Texas 77027-5838

OR95-1277

Dear Ms. DeWalt:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, chapter 552 of the Government Code. Your request was assigned ID# 36438.

The Houston Independent School District has received a request for the records of a specific Office of Professional Standards investigation. You contend that the records are excepted from disclosure under various provisions of the Open Records Act. In addition, you ask this office to defer a ruling on this matter because the same type of documents are the subject of declaratory judgment litigation to which both the district and this office are parties.

It is the policy of this office not to address issues that are being considered in pending litigation. Accordingly, we are closing our file on this matter without a finding and will allow the trial court to resolve the issue of whether these types of records must be released under the Open Records Act.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous determination under section 552.301 regarding any other records.

If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, reading "Loretta DeHay". The signature is written in a cursive, flowing style.

Loretta R. DeHay
Assistant Attorney General
Open Records Division

LRD/rho

Ref.: ID# 36438

Enclosures: Submitted documents

cc: Mr. Nicholas Anciello
2911 Broadway, #23
Houston, Texas 77012
(w/o enclosures)